



MARITIME INDUSTRY AUTHORITY

SUPPLY, DELIVERY, INSTALLATION, CONFIGURATION, TESTING AND IMPLEMENTATION OF STRUCTURED CABLING (2nd Bidding)

Public Bidding No. 2018-15

SUPPLEMENTAL/BID BULLETIN NO. 1

The MARINA Bids and Awards Committee (BAC) hereby clarifies/modifies the following provisions of the bidding documents relative to the above-mentioned project:

REFERENCE	CLARIFICATION/MODIFICATION
TERMS OF REFERENCE, Page 2 IV. BIDDER'S QUALIFICATIONS 5. Additional post qualification requirements: (2 nd bullet) <ul style="list-style-type: none">- Certification from Manufacturer's main/regional office stating that the contractor is an Authorized Business Partner and Certified Installer of the Brand being offered (Switches and cabling).	<i>To clarify query of the bidder.</i> -Certification from Manufacturer's main/regional office stating that the contractor is an Authorized Business Partner and Certified Installer of the Brand being offered (Switches and cabling) or Distributor/Resellership Certificate for the brand being offered (Switches and cabling).
IV. BIDDER'S QUALIFICATIONS 6. The bidders must submit, in addition to the bidding documents and in a separate envelope, A CERTIFICATION, UNDER OATH, CERTIFYING THAT THEY HAVE NO PENDING CASE(S) AGAINST THE GOVERNMENT.	<i>For guidance on the additional bidder's qualification.</i> <i>Please refer to the attached DOTr Memorandum dated 15 November 2018, Clarification on DOTr Memorandum dated 26 June 2018 with the subject "Disqualification of Prospective Bidders with pending Cases against the Government in the Procurement Activities of the DOTr".</i>
V. TECHNICAL SPECIFICATIONS, Page 5 NETWORK EQUIPMENT 3. <u>Distribution Switch (48 Port)</u> m. Redundant Power Supply	<i>To delete letter m from the list.</i> For deletion.
4. <u>Distribution Switch (24 Port POE)</u> m. Redundant Power Supply	<i>To delete letter m from the list.</i> For deletion.
5. <u>Distribution Switch (24 Port Non POE)</u> m. Redundant Power Supply	<i>To delete letter m from the list.</i> For deletion.



Amendments/clarifications/modifications made herein shall be considered as amending the other parts of the Bidding Documents referring to or relating to the same matter and shall be considered integral part of the Bidding Documents.

Sgd.

EMMANUEL B. CARPIO

Chairperson

MARINA Bids and Awards Committee

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Sgd.

EMMANUEL B. CARPIO

Chairperson

MARINA Bids and Awards Committee



Republic of the Philippines

DEPARTMENT OF TRANSPORTATION

MEMORANDUM

**FOR : UNDERSECRETARIES
ASSISTANT SECRETARIES
HEADS OF AGENCIES
ALL CONCERNED**

FROM : UNDERSECRETARY FOR LEGAL AFFAIRS
This Department

**SUBJECT : CLARIFICATION ON DOTr MEMORANDUM
DATED 26 JUNE 2018 WITH THE SUBJECT
"DISQUALIFICATION OF PROSPECTIVE
BIDDERS WITH PENDING CASES AGAINST THE
GOVERNMENT IN THE PROCUREMENT
ACTIVITIES OF THE DOTr"**

DATE : 15 NOVEMBER 2018

Following the directive of the Secretary of Transportation, this Office issued a Memorandum dated 26 June 2018 with the subject "Disqualification of Prospective Bidders with Pending Cases against the Government in the Procurement Activities of the DOTr."

The purpose of the issuance is to ensure that all prospective bidders are properly screened towards the goal of preventing opportunities for corruption in the government. Thus, the Memorandum generally bars prospective bidders with pending cases against the government from participating in all bidding activities of the Department (the "Disqualification Rule"), to cite:

"xxx all prospective bidders with pending cases against the Government shall be disqualified from participating in all bidding activities undertaken by this Department.

Accordingly, all prospective bidders are required to submit a Certification, under oath, certifying that they have no pending case(s) against the Government.

xxx

Failure by a bidder to comply with said requirement and/or submission of a false Certification shall constitute a ground for automatic disqualification."

In order to fully attain the objective and intent of the Disqualification Rule, in furtherance of the mandate of Republic Act No. 9184 (Government Procurement Reform Act) and its Implementing Rules and Regulations, there is a need to **QUALIFY** the cases covered by the Rule. Furthermore, to achieve uniformity and fairness in the application of the Disqualification Rule in the conduct of all bidding activities undertaken by this Department and its attached agencies, a **CLARIFICATION** hereof is made.

HENCEFORTH, the disqualification of prospective bidders with pending cases against the government shall **NOT APPLY** to: (1) bidders who have filed a case against the government to properly enforce its rights; (2) bidders who have filed a case against DOTr Officials and members of Bids and Awards Committee for allegations of corruption and related offenses; and (3) other similar cases whereby the prospective bidder reinforces his rights under the law.

For proper guidance.



REINTER PAUL R. YEBRA

cc: Office of the Secretary
This Department